



^A
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/755,769	01/04/2001	Omar H. Shahine	149483.1LH&D No. MCS-053-	3165

27662 7590 07/22/2003

LYON & HARR, LLP
300 ESPLANADE DRIVE, SUITE 800
OXNARD, CA 93036

EXAMINER

NGUYEN, LE V

ART UNIT	PAPER NUMBER
----------	--------------

2174

DATE MAILED: 07/22/2003

3

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/755,769

Applicant(s)

SHAHINE ET AL.

Examiner

Le Nguyen

Art Unit

2174

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-57 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-57 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on ____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) ____
- 4) ☐ Interview Summary (PTO-413) Paper No(s) ____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other:

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-2, 23, 27-28, 31, 33-35, 42, 45-46 and 55 are rejected under 35 U.S.C. 102(b) as being anticipated by Smith et al. ("Smith", US 5,923,327).

As per claim 1, Smith teaches a system for automatically displaying data objects on a computer display device comprising dynamically populating the display device with at least one of the data objects wherein the dynamic population of the display device comprises automatically arranging the position of displayed data objects based on a priority associated with each data object (fig. 12A; col. 8, lines 25-28) wherein automatically arranging the position of the displayed data objects comprises filling available space on the computer display device with the data objects in order of higher priority to lower priority, with lower priority data objects being displayed only when available space exists on the computer display device (col. 3, lines 13-15; col. 7, lines 17-19).

As per claim 2, Smith teaches a system for automatically displaying data objects on a computer display device wherein the priority associated with each data object is based on a pre-designated priority list (fig. 12A; col. 8, lines 25-28).

Art Unit: 2174

As per claim 23, Smith teaches a system for automatically displaying data objects on a computer display device wherein each displayed data object has an associated action button selectable via a user interface for performing specific actions relative to each displayed data object (figs. 7, 8A-8D, 10, 12A-12C and 13A; col. 7, lines 43-45 and lines 50-56; col. 9, lines 16-22 and lines 28-30).

Claim 27 is similar in scope to claim 1 and is therefore rejected under similar rationale with the exception noted that contact information in an electronic address book is displayed, which Smith also teaches (fig. 12A).

As per claim 28, Smith teaches a process for automatically displaying contact information for contacts in an electronic address book wherein the priority associated with each individual element of the contact information is automatically assigned to each element (col. 8, lines 60-61 and 64-65).

As per claim 31, Smith teaches a process for automatically displaying contact information for contacts in an electronic address book wherein individual elements of the contact information are not dynamically displayed regardless of priority if the individual elements of the contact information are not populated (fig. 18B).

As per claim 33, Smith teaches a process for automatically displaying contact information for contacts in an electronic address book comprising manually populating at least one of the individual elements of the contact information via the user interface (figs. 8A-8D, 10, 12A-12C *and respective portions of the specification*).

As per claim 34, Smith teaches a process for automatically displaying contact information for contacts in an electronic address book comprising editing at least one of the

Art Unit: 2174

individual elements of the contact information via the user interface (col. 9, line 66 through col. 10, line 8).

As per claim 35, Smith teaches a process for automatically displaying contact information for contacts in an electronic address book comprising dynamically updating the arrangement of the individual elements of the contact information when any of the individual elements of the contact information is changed (col. 10, lines 6-8).

Claim 42 is similar in scope to claim 23 and is therefore rejected under similar rationale.

Claim 45 is similar in scope to claim 1 and is therefore rejected under similar rationale.

Claim 46 is similar in scope to claim 2 and is therefore rejected under similar rationale.

Claim 55 is similar in scope to the combination of claim 23 and is therefore rejected under similar rationale.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 3-19, 32, 36-39, 47-49 and 50-52 are rejected under 35 U.S.C. 103(a) as being unpatentable over Smith et al. ("Smith", US 5,923,327) in view of Baldwin et al. ("Baldwin", US 6,496,201 B1).

As per claim 3, although Smith teaches a system for automatically displaying data objects on a computer display device wherein the priority associated with each data object is based on a

Art Unit: 2174

pre-designated priority list (fig. 12A; col. 8, lines 25-28), Smith does not explicitly disclose a system for automatically displaying data objects on a computer display device wherein the priority associated with each data object is changeable. Baldwin teaches a system for automatically displaying data objects on a computer display device comprising dynamically populating the display device with at least one of the data objects wherein the dynamic population of the display device comprises automatically arranging the position of displayed data objects based on a priority associated with each data object wherein the priority associated with each data object is based on a pre-designated priority list (fig. 3; col. 4, line 57 through col. 5, line 10). Therefore, it would have been obvious to an artisan at the time of the invention to include Baldwin's teaching of a system for automatically displaying data objects on a computer display device wherein the priority associated with each data object is based on a pre-designated priority list to Smith's teaching of a system for automatically displaying data objects on a computer display device in order to provide users with quick access to frequently retrieved information.

As per claim 4, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein the dynamic population of the display device is automatically and dynamically updated when a priority associated with a data object is changed (Baldwin: col. 4, lines 63-67).

As per claims 5 and 6, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein the priority associated with each data object is configured via a user interface and wherein the priority associated with each data

Art Unit: 2174

object is automatically determined based upon a frequency of use for each data object (Baldwin: col. 4, lines 63-67).

As per claim 7, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein the dynamic population of the display device further comprises not displaying data objects that do not contain data (Smith: fig. 18B).

As per claim 9, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein the dynamic population of the display device is automatically updated when the data comprising a data object is changed (Smith: col. 8, lines 3-10; figs. 7, 8A-8D, 10 and 12A-12C; *data such as icons and contact information may be created or modified via screen 1010*).

As per claims 8 and 10, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein data comprising each data object is changeable and wherein data objects are editable (Smith: col. 8, lines 3-10; figs. 7, 8A-8D, 10 and 12A-12C; *data such as icons and contact information may be created or modified via screen 1010*).

As per claims 11 and 12, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein data objects are editable, added and deleted via a user interface (Smith: col. 8, lines 3-10; figs. 7, 8A-8D, 10 and 12A-12C; *data such as icons and contact information may be created or modified via screen 1010*).

Art Unit: 2174

As per claim 13, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein the data objects are stored in at least one electronic database (Smith: col. 3, lines 25-26).

As per claims 14 and 15, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein the available space on the computer display device is adjustable wherein the dynamic population of the display device is automatically and dynamically updated when the available space on the computer display device is adjusted (Baldwin: col. 6, lines 12-48; Smith: col. 7, lines 17-20 and col. 12, lines 63-64).

As per claims 16 and 17, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device wherein the available space on the computer display device is adjusted automatically and adjusted via a user interface (Baldwin: col. 6, lines 12-48; Smith: col. 7, lines 17-20 and col. 12, lines 63-64).

As per claims 18 and 19, the modified method of Smith teaches a system for automatically displaying data objects on a computer display device further comprises automatically arranging the position of displayed data objects in a single column and in at least one column (Smith: col. 6, lines 47-49; Baldwin: col. 5, lines 10-16).

Claim 32 is similar in scope to claim 13 and is therefore rejected under similar rationale.

Claim 36 is similar in scope to claim 4 and is therefore rejected under similar rationale.

Claims 37 and 38 in combination is similar in scope to the combination of claims 14 and 15 and is therefore rejected under similar rationale.

Claim 39 is similar in scope to the combination of claims 18 and 19 and is therefore rejected under similar rationale.

Claim 47 is similar in scope to the combination of claim 5 and 6 and is therefore rejected under similar rationale.

Claim 48 is similar in scope to claim 4 and is therefore rejected under similar rationale.

Claim 49 is similar in scope to claim 9 and is therefore rejected under similar rationale.

Claims 50 and 51 in combination is similar in scope to the combination of claims 11 and 12 and is therefore rejected under similar rationale.

Claim 52 is similar in scope to the combination of claims 14 and 15 and is therefore rejected under similar rationale.

5. Claims 20-22, 40-41 and 53-54 are rejected under 35 U.S.C. 103(a) as being unpatentable over Smith et al. ("Smith", US 5,923,327) in view of Baldwin et al. ("Baldwin", US 6,496,201 B1) as applied to claims 19, 39 and 52 respectively, and further in view of Shirakawa (US 5,956,738).

As per claim 20, Smith teaches a system for automatically displaying data objects on a computer display device wherein a dynamic population of the display device comprises automatically arranging a position of displayed data objects into columns and wherein the available space on the computer display device is adjustable (col. 7, lines 17-20 and col. 12, lines 63-64). Smith does not explicitly disclose a system for automatically displaying data objects on a computer display device wherein a number of columns for displaying data objects is determined by automatically computing the number of columns that will fit within the available space on the computer display device. Shirakawa teaches a system for automatically displaying data objects

Art Unit: 2174

on a computer display device comprising dynamically populating the display device with data objects comprising the dynamic population of the display device comprises automatically arranging displayed data objects based on a priority wherein a number of columns for displaying data objects is determined by automatically computing the number of columns that will fit within the available space on the computer display device (Abstract). Therefore, it would have been obvious to an artisan at the time of the invention to include Shriakawa's teaching of a system for automatically displaying data objects wherein a number of columns for displaying data objects is determined by automatically computing the number of columns that will fit within the available space on the computer display device to Smiths' teaching of a system for automatically displaying data objects on a computer display device wherein a dynamic population of the display device comprises automatically arranging a position of displayed data objects into columns and wherein the available space on the computer display device is adjustable in order to provide users with a layout method that efficiently makes use of available space and in turn reduces the need for human intervention by automating this process.

As per claim 21, the modified Smith teaches a system for automatically displaying data objects on a computer display device wherein the width of each column is fixed (Shirakawa: col. 12, lines 9-11).

As per claim 22, the modified Smith teaches a system for automatically displaying data objects on a computer display device wherein the width of each column is automatically determined by computing the minimum width required for displaying prioritized data objects in each column (Shirakawa: col. 15, lines 23-25).

Claim 40 is similar in scope to claim 20 and is therefore rejected under similar rationale.

Claim 41 is similar in scope to claim 22 and is therefore rejected under similar rationale.

Claims 53 and 54 in combination is similar in scope to claim 22 and is therefore rejected under similar rationale.

6. Claims 24-25 and 43 are rejected under 35 U.S.C. 103(a) as being unpatentable over Smith et al. ("Smith", US 5,923,327) in view of Fernandes (US 6,014,135).

As per claim 24, although Smith teaches a system for automatically displaying data objects on a computer display device wherein a representation of the displayed data objects is displayed on the computer display device (figs. 7, 8A-8D, 10, 12A-12C and 13A). Smith does not explicitly disclose a system wherein the representation is a picture representing the displayed data objects is displayed on the computer display device. Fernandes teaches a system for automatically displaying data objects on a computer display device wherein a picture representing the displayed data objects is displayed on the computer display device (Abstract; fig. 3, *element 40*). Therefore, it would have been obvious to an artisan at the time of the invention to include Fernandes teaching of a system for automatically displaying data objects on a computer display device wherein a picture representing the displayed data objects is displayed to Smith's teaching of a system for automatically displaying data objects on a computer display device wherein a representation of the displayed data objects in order to provide users with a more life-like representation of the data object.

As per claim 25, the modified Smith teaches a system for automatically displaying data objects on a computer display device wherein the picture is chosen via a user interface (Fernandes: col. 10, lines 14-16).

Claim 43 is similar in scope to claim 25 and is therefore rejected under similar rationale.

Art Unit: 2174

7. Claims 26 and 44 are rejected under 35 U.S.C. 103(a) as being unpatentable over Smith et al. ("Smith", US 5,923,327) in view of Fernandes (US 6,014,135) as applied to claim 25 above, and further in view of Shirakawa (US 5,956,738).

As per claim 26, the modified Smith teaches a system for automatically displaying data objects on a computer display device wherein a picture representing the displayed data objects is displayed on the computer display device (Fernandes: Abstract; fig. 3, *element 40*) wherein the picture has an associated priority and wherein the picture representing data objects being displayed only when available space exists on the computer display device (Smith: col. 7, lines 17-20). The modified Smith does not explicitly disclose the picture representing data objects being displayed only when available space exists on the computer display device after displaying all higher priority data objects. Shirakawa teaches a system for automatically displaying data objects on a computer display device comprising dynamically populating the display device with data objects comprising the dynamic population of the display device comprises automatically arranging displayed data objects based on a priority wherein the data objects is displayed after displaying all higher priority data objects (col. 17, lines 8-25). Therefore, it would have been obvious to an artisan at the time of the invention to include Shirakawa's teaching of automatically arranging displayed data objects based on a priority wherein the data objects is displayed after displaying all higher priority data objects to Smith's teaching of automatically displaying data objects on a computer display device wherein a picture representing the displayed data objects is displayed on the computer display device wherein the picture has an associated priority and wherein the picture representing data objects being displayed only when

Art Unit: 2174

available space exists on the computer display device in order to provide users with control according to layout preference.

Claim 44 is similar in scope to claim 26 and is therefore rejected under similar rationale.

8. Claims 29-30 are rejected under 35 U.S.C. 103(a) as being unpatentable over Smith et al. ("Smith", US 5,923,327) in view of Cushman et al. ("Cushman", US 6,125,287).

As per claims 29 and 30, Smith teaches a process for automatically displaying contact information for contacts in an electronic address book wherein the priority associated with each individual element of the contact information is automatically assigned to each element (col. 8, lines 60-61 and 64-65). Smith does not explicitly disclose a process wherein the priority associated with or assigned to each individual element of the contact information is manually assigned to each element via the user interface. Cushman teaches a process for automatically displaying contact information for contacts in an electronic address book a process wherein the priority associated with or assigned to each individual element of the contact information is manually assigned to each element via the user interface (col. 5, lines 47-65 and col. 4, lines 54-56). Therefore, it would have been obvious to an artisan to include Cushman's teaching of manually assigning elements via a user interface to Smith's teaching of automatic assignments of elements in order to provide users with greater control over prioritizing elements according to each users' needs.

9. Claims 56-57 are rejected under 35 U.S.C. 103(a) as being unpatentable over Smith et al. ("Smith", US 5,923,327).

As per claims 56 and 57, Smith teaches a computer-readable medium having computer executable instructions for dynamically displaying a subset of at least one data element from a

Art Unit: 2174

set of data elements on a computer display device wherein the displayed subset of data elements is color-coded and shaded based on a pre-designated category for describing the set of data elements (col. 7, lines 53-56). Smith does not explicitly disclose the displayed subset of data elements to be automatically color-coded and shaded. Official Notice is given that automating shading and color-coding to a displayed subset of data elements is well known in the art.

Therefore, it would have been obvious to an artisan at the time of the invention to include automatically shading and color-coding a displayed subset of data elements to Smith's computer-readable medium having computer executable instructions for dynamically displaying a subset of at least one data element from a set of data elements on a computer display device wherein the displayed subset of data elements is color-coded and shaded based on a pre-designated category for describing the set of data elements in order to quickly implement steps that are routine.

Conclusion

10. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Tang et al. (US 5,793,365) teach a system and method providing a computer user interface enabling access to distributed workgroup members.

Cheng et al. (US 5,838,783) teach a smart directory management.

Crosby et al. (US 6,366,302 B1) teach enhanced graphic user interface for mobile radiotelephones.

Art Unit: 2174

Inquires

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lê Nguyen whose telephone number is (703) 305-7601. The examiner can normally be reached on Monday - Friday from 5:30 am to 2:00 pm (EST).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine Kincaid, can be reached on (703) 308-0640.

The fax numbers for the organization where this application or proceeding is assigned are as follows:

(703) 746-7238 [After Final Communication]

(703) 746-7239 [Official Communication]

(703) 746-7240 [For status inquiries, Draft Communication]

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

Lê Nguyen
Patent Examiner
July 14, 2003

Kristine Kincaid
KRISTINE KINCAID
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100